

ASSIGNED

NO. 62398

**APPLICATION FOR PERMISSION TO CHANGE POINT OF
DIVERSION, MANNER OF USE AND PLACE OF USE OF THE
PUBLIC WATERS OF THE STATE OF NEVADA
HERETOFORE APPROPRIATED**

Date of filing in State Engineer's Office AUG 20 1996

Returned to applicant for correction SEP 03 1996

Corrected application filed _____

Map filed MAR 17 1980 under 40903

The applicant Joan E. Stuart, Executrix of the estate of Robert B. Stuart, deceased, hereby make application for permission to change the manner of use and place of use of water heretofore appropriated under Application 40903

1. The source of water is an underground source
2. The amount of water to be changed 1.0 cfs
3. The water to be used for industrial use
4. The water heretofore permitted for irrigation
5. The water is to be diverted at the following point In the SE $\frac{1}{4}$ NE $\frac{1}{4}$ Sec. 1, T13S., R65E., Mt. D.B.L.&M. from which the SE corner of Sec. 1 bears S 2°01'48" E a distance of 2810 feet.
6. The existing permitted point of diversion is located within
7. Proposed place of use E $\frac{1}{2}$ SE $\frac{1}{4}$ Sec. 1 T13S., R65E., and in Lots 6 and 7 in W $\frac{1}{2}$ SW $\frac{1}{4}$ Sec. 6 T13S., R66E., Mt.D.B.L.&M.
8. Existing place of use 7.0 ac. in NE $\frac{1}{4}$ SE $\frac{1}{4}$ Sec. 1, T13S., R65E.; 5.0 ac. in SE $\frac{1}{4}$ SE $\frac{1}{4}$ Sec. 1, T13S., R65E; 10.0 ac. in NW $\frac{1}{4}$ SW $\frac{1}{4}$ Sec. 6, and 7.0 ac. in SW $\frac{1}{4}$ SW $\frac{1}{4}$ Sec. 6, all in T13S., R66E., all of which are in Mt.D.B.L.&M., Clark County.
9. Use will be from January 1st to December 31st of each year.
10. Use was permitted from Jan 1st to Dec. 31st of each year.
11. Description of proposed works existing ditch and pipilines
12. Estimated cost of works n.a.
13. Estimated time required to construct works n.a.
14. Estimated time required to complete the application of water to beneficial use 6 months
15. Remarks: For washing sand and gravel as shown on map accompanying App. 61165.

By Joan E. Stuart
s/ Joan E. Stuart
1073 N. Sidehill Way
Las Vegas, NV. 89110

Compared cl/jk cl/cms

Protested _____

APPROVAL OF STATE ENGINEER

This is to certify that I have examined the foregoing application, and do hereby grant the same, subject to the following limitations and conditions:

This permit to change the manner of use and place of use of the waters of an underground source as heretofore granted under Permit 40903 is issued subject to the terms and conditions imposed in said Permit 40903 and with the understanding that no other rights on the source will be affected by the change proposed herein. The well shall be equipped with a 2-inch opening and a totalizing meter must be installed and maintained in the discharge pipeline near the point of diversion and accurate measurements must be kept of water placed to beneficial use. The totalizing meter must be installed before any use of the water begins or before the proof of completion of work is filed. If the well is flowing, a valve must be installed and maintained to prevent waste. This source is located within an area designated by the State Engineer pursuant to NRS 534.030. The State retains the right to regulate the use of the water herein granted at any and all times.

This permit does not extend the permittee the right of ingress and egress on public, private or corporate lands.

The well must be sealed with cement grout, concrete grout or neat cement from ground level to 100 feet.

The total combined duty of water diverted and not consumed under Permits 62397 and 62398, shall not exceed 145.0 acre-feet annually.

The issuance of this permit does not waive the requirements that the permit holder obtain other permits from State, Federal and local agencies.

Monthly records shall be kept of the amount of water pumped from this well and the records submitted to the State Engineer on a quarterly basis within 15 days after the end of each calendar quarter.

This permit is issued with the understanding that the groundwater under this permit cannot be used until the surface water under Permit 62397 becomes unavailable as determined by the State Engineer.

The amount of water to be appropriated shall be limited to the amount which can be applied to beneficial use, and not to exceed 1.0 cubic feet per second, but not to exceed 145.0 acre-feet annually.

Work must be prosecuted with reasonable diligence and be completed on or before:

September 17, 1998

Proof of completion of work shall be filed before:

October 17, 1998

Application of water to beneficial use shall be filed on or before:

September 17, 1999

Proof of the application of water to beneficial use shall be filed on or before:

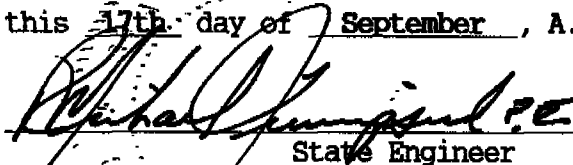
October 17, 1999

Map in support of proof of beneficial use shall be filed on or before:

N/A

IN TESTIMONY WHEREOF, I, R. MICHAEL TURNIPSEED, P.E.,
State Engineer of Nevada, have hereunto set
my hand and the seal of my office,

this 17th day of September, A.D. 1997


State Engineer

Completion of work filed

SEP 28 1998

Proof of beneficial use filed

Cultural map filed

Certificate No.

Issued